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GOVERNOR



JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

April 22, 2019

System No. 5510852

Mr. David Suarez, Chief Plant Operator
Cal Fire Baseline Conservation Camp
16809 Peoria Flat Road
Jamestown, CA 95327

CITATION NO. 03-11-19C-018 NITRATE MONITORING VIOLATION FOR 2018

Enclosed is Citation No. 03-11-19C-018 (hereinafter "Citation"), issued to the Cal Fire Baseline Conservation Camp (hereinafter "System"), public water system. Please note there are legally enforceable deadlines associated with this Citation.

The System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board") hourly rate for the time spent on issuing this Citation. California Health and Safety Code (hereinafter "CHSC") Section 116577 provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately 2.0 hours on enforcement activities associated with this violation.

The System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued under authority delegated to an officer or employee of the State Water Board under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision.

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the officer or employee of the State Water Board. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

265 West Bullard Avenue, Suite 101, Fresno, CA 93704 | www.waterboards.ca.gov

Information regarding filing petitions may be found at:

http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions regarding this matter, please contact Lourdes Mertens of my staff at 559-447-3139 or me at 559-447-3316.

Sincerely,



Kassy D. Chauhan, P.E.
Senior Sanitary Engineer, Merced District
SOUTHERN CALIFORNIA BRANCH
DRINKING WATER FIELD OPERATIONS

Enclosures

Certified Mail No. 7018 0040 0000 3159 9449

cc: Tuolumne County Environmental Health Department

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

Name of Public Water System: Cal Fire Baseline Conservation Camp

Water System No: 5510852

Attention: Mr. David Suarez, Chief Plant Operator

16809 Peoria Flat Road

Jamestown, CA 95327

Issued: April 22, 2019

CITATION FOR NONCOMPLIANCE
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555 AND
CALIFORNIA CODE OF REGULATIONS, TITLE 22, SECTION 64432.1(a)

NITRATE MONITORING VIOLATION

2018

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit, or order issued or adopted thereunder.

The State Water Board, acting by and through its Division of Drinking Water (hereinafter "Division"), and the Deputy Director for the Division, hereby issues Citation No. 03-11-19C-018 (hereinafter "Citation"), pursuant to Section 116650 of the CHSC to the Cal Fire Baseline Conservation Camp (hereinafter "System"), for violation of CHSC, Section 116555(a)(1) and California Code of Regulations (hereinafter "CCR"), Title 22, Section 64432.1(a).

STATEMENT OF FACTS

The System is classified as a community water system with a population of 150, serving 12 service connections. The System operates under Domestic Water Supply Permit No. 03-11-16P-040 issued by the State Water Board on December 8, 2016. The System is using an approved surface water source to supply potable water to the distribution system.

CHSC, Section 116555 requires all public water systems to comply with primary drinking water standards as defined in CHSC, Section 116275(c). Primary drinking water standards include maximum levels of contaminants, specific treatment standards, and monitoring and reporting requirements as specified in regulations adopted by the State Water Board.

Pursuant to CCR, Title 22, Section 64432.1(a), the System is required to collect one sample annually for nitrate testing from each source. During the 2018, the System failed to collect a nitrate sample from Tulloch Reservoir, Primary Station Code: 001.

DETERMINATION

The State Water Board has determined that the System has failed to comply with primary drinking water standards pursuant to CHSC, Section 116555 and nitrate monitoring requirements pursuant to CCR, Title 22, Section 64432.1(a) during **2018**.

DIRECTIVES

The System is hereby directed to take the following actions:

1. Section 64463.7 allows the System to utilize the 2018 Consumer Confidence Report to meet the requirement of notification within a one-year period. In addition to the required information for the Consumer Confidence Report, the System shall include the following language in the Consumer Confidence Report:
"We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not your drinking water meets health standards. During the calendar year 2018, we did not monitor for nitrate from Tulloch Reservoir and therefore, cannot be sure of the quality of your drinking water during that time."

The 2018 Consumer Confidence Report shall be delivered by mail or direct delivery to each customer receiving a bill; and

- By one of the following secondary methods to reach persons not likely to be reached by posting;
- By publication in a local newspaper or newsletter distributed to customers, by internet posting of the notice or by direct delivery to each customer served by the System. If the water system opts to issue the notice via internet website, the public notice must remain posted for a minimum of seven (7) consecutive days.

2. Complete Appendix 1: Compliance Certification Form. Submit it together with a copy of the public notification required by Directive 1 to the State Water Board by **May 30, 2019**.

3. The System shall ensure that monitoring is conducted annually for nitrate from all its active sources and that the laboratory, which conducts the analysis, submits the analytical results electronically by a State Water Board approved method no later than the 10th day of the month following completion of the analyses.

The System shall collect and report the 2019 annual nitrate sample result from Tulloch Reservoir by **May 30, 2019**.

4. By **May 30, 2019**, complete and return to the State Water Board the "Notification of Receipt" form attached to this Citation as Appendix 2. Completion of this form confirms that the System has received this Citation and understands that it contains legally enforceable directives(s) with due dates.

All submittals required by this Citation, unless otherwise specified in the directives above, must be electronically submitted to the State Water Board at the following address. The subject line for all electronic submittals corresponding to this Citation must include the following information: Water System name and number, citation number and title of the document being submitted.

Kassy D. Chauhan, P.E.
Senior Sanitary Engineer, Merced District
SOUTHERN CALIFORNIA BRANCH

DRINKING WATER FIELD OPERATIONS

Dwpdist11@waterboards.ca.gov

The State Water Board reserves the right to make modifications to this Citation it may deem necessary to protect public health and safety. Such modifications may be issued as amendments to this Citation and shall be effective upon issuance.

Nothing in this Citation relieves the System of its obligation to meet the requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued or adopted thereunder.

PARTIES BOUND

This Citation shall apply to and be binding upon the System, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.

SEVERABILITY

The directives of this Citation are severable, and the System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.

FURTHER ENFORCEMENT ACTION

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system

1 has violated applicable law or regulations or has failed to comply with an order of the
2 State Water Board, and to petition the superior court to take various enforcement
3 measures against a public water system that has failed to comply with an order of the
4 State Water Board. The State Water Board does not waive any further enforcement
5 action by issuance of this Citation.

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8 Kassy D. Chauhan

4-22-19

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10 Kassy D. Chauhan, P.E.
11 Senior Sanitary Engineer, Merced District
12 SOUTHERN CALIFORNIA BRANCH
13 DRINKING WATER FIELD OPERATIONS

Date



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15
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17 Appendices [2]:

- 18 1. Compliance Certification Form
19 2. Notification of Receipt Form

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21 Certified Mail No. 7018 0040 0000 3159 9449

APPENDIX 1. COMPLIANCE CERTIFICATION

Citation Number: 03-11-19C-018

Name of Water System: Cal Fire Baseline Conservation Camp

System Number: 5510852

Certification

I certify that the users of the water supplied by this water system were notified of the nitrate monitoring violation of California Code of Regulations, Title 22, Section 64432.1(a) for the compliance period of 2018 and the required actions listed below were completed.

Required Action	Date Completed
(Citation Directive 1) Public Notification Method(s) Used: 2018 CCR	
(Citation Directive 3) Nitrate Sample Collection Date: _____	

Signature of Water System Representative

Date

Attach a copy of the public notice distributed to the water system's customers.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,
DIVISION OF DRINKING WATER, NO LATER THAN MAY 30, 2019**

Disclosure: Be advised that the California Health and Safety Code, Sections 116725 and 116730 state that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the Safe Drinking Water Act may be liable for, respectively, a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation or, for continuing violations, for each day that violation continues, or be punished by a fine of not more than \$25,000 for each day of violation, or by imprisonment in the county jail not to exceed one year, or by both the fine and imprisonment.

Appendix 2 – Notification of Receipt

Citation Number: 03-11-19C-018

Name of Water System: Cal Fire Baseline Conservation Camp

System Number: 5510852

Certification

I certify that I am an authorized representative of the Cal Fire Baseline Conservation Camp and that Citation No. 03-11-19C-018 was received on _____. Further I certify that the Citation has been reviewed by the appropriate management staff of the Cal Fire Baseline Conservation Camp and it is clearly understood that Citation No. 03-11-19C-018 contains legally enforceable directives with specific due dates.

Signature of Water System Representative

Date

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE STATE WATER BOARD,
DIVISION OF DRINKING WATER, NO LATER THAN MAY 30, 2019**

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